

CALIFORNIA LEGISLATURE
1999–2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 10, 2000

**ONE HUNDRED NINETEENTH SESSION DAY
FOUR HUNDREDTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 10, 2000

The Assembly met at 11 a.m.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Wayne moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:16 a.m., Speaker pro Tempore Keeley declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aanestad	Cox	Kuehl	Reyes
Ackerman	Cunneen	Leach	Romero
Alquist	Davis	Lempert	Runner
Aroner	Dickerson	Leonard	Scott
Ashburn	Ducheny	Longville	Shelley
Baldwin	Dutra	Lowenthal	Steinberg
Bates	Firebaugh	Machado	Strickland
Battin	Florez	Maddox	Strom-Martin
Baugh	Floyd	Maldonado	Thompson
Bock	Frusetta	Margett	Thomson
Brewer	Gallegos	McClintock	Torlakson
Briggs	Granlund	Migden	Washington
Calderon	Havice	Nakano	Wayne
Campbell	Hertzberg	Olberg	Wesson
Cardenas	Honda	Oller	Wiggins
Cardoza	House	Pacheco, Robert	Wildman
Cedillo	Jackson	Pacheco, Rod	Wright
Corbett	Kaloojian	Papan	Zettel
Correa	Keeley	Pescetti	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

It was written by the philosophies of the Tao Te Ching:

The earth is not yours to remake.
A sacred vessel, it breaks at your touch.
You lose it even as your reach for it:

Let it be. Look:

Some things go forward, some are left behind.
Some things are hot, some are cold.
Some things are strong, some are weak.
Some things are born, some things die:
All things are only for a time.
The wise do not overreach,
The wise do not overspend,
The wise do not overrate themselves.

May we always remember the sacredness and fragility of all that has been entrusted to our care. And let us be able to recognize things as they are and respect their temporal quality. May the Holy One of Blessing grant us enough insight to be aware of our limitations, and enough wisdom to benefit from our strengths. May this be God’s will.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Steinberg then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Shelley, seconded by Assembly Member Baugh.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Mazzoni.

On personal business, and waiving per diem: Assembly Member Soto.

Because of illness: Assembly Members Knox and Vincent.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 3, 2000

*The Honorable Antonio Villaraigosa
Speaker, California State Assembly
State Capitol—Room 219
Sacramento, California*

Dear Speaker Villaraigosa: This letter is to request that I be excused from session on Monday, January 10, 2000. I will be participating in the National Conference on Teacher Quality, sponsored by the U.S. Department of Education. The conference, located in Washington, D.C., is being convened as a result of President Clinton’s Summit on Teacher Quality this past Fall. It will focus on teacher recruitment, professional preparation and support for new teachers.

Since these meetings relate to my role as Chair of the Education Committee and current legislation, I do not wish to waive my per diem.

If you have any questions, or need further information, please call Judi Joseph at (415) 479-4920. Thank you for your attention to this matter.

Sincerely,

KERRY MAZZONI, Assembly Member
Sixth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 7, 2000

*E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have created the Select Committee on Biotechnology and have appointed the following members:

- Assemblymember Howard Wayne, Chair
- Assemblymember Ellen Corbett
- Assemblymember Ken Maddox
- Assemblymember Abel Maldonado
- Assemblymember George Nakano

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 10, 2000

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Thomas Calderon to the Governmental Organization Committee in place of Assemblymember Nell Soto for today's hearing only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 10, 2000

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Gil Cedillo to the Revenue and Taxation Committee in place of Assemblymember Wally Knox for today's hearing only. Assemblymember Cedillo will serve as Chairman.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 10, 2000

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have made the following appointments to the Housing and Community Development Committee for the hearing on Wednesday, January 12, 2000, only:

- Assemblymember Bates in place of Assemblymember Runner;
- Assemblymember Ackerman in place of Assemblymember Battin.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 10, 2000

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Dennis Cardoza to serve on the Elections, Reapportionment and Constitutional Amendments Committee in place of Assemblymember Ed Vincent for today's hearing only. Further, Assemblymember Tony Cardenas will serve as Chairman today.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

January 10, 2000

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Dick Dickerson to the Public Safety Committee in place of Assemblymember Rico Oller for the hearing on January 11, 2000 only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

The following communications were presented to the Chief Clerk from:

Diane Calkins, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Elections Code Section 9007:

Education.

Public School Funding Increase to at Least National Average.

Additional College, University Funding. Taxes.

Initiative Constitutional Amendment. SA 1999RF0056

Referred by the Speaker to the Committee on Education.

(REVISED) Elections. Reapportionment.

Initiative Constitutional Amendment. SA 1999RF0048

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

Elections. Use of Internet for Voter Registration and Voting.

Initiative Statute. SA 1999RF0054

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

California Tobacco Litigation Settlement Funds.

Restricting Use to Designated Health Programs.

Initiative Statute. SA 1999RF0058

Referred by the Speaker to the Committee on Health.

**Expansion of Constitutional Definition of a Person.
Initiative Constitutional Amendment.
SA 1999RF0052, Amdt. #1-S**

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

**Limiting "Three Strikes" Law to Violent and Serious Felonies.
Initiative Statute. SA 1999RF0050, Amdt. #2-NS**

Referred by the Speaker to the Committee on Public Safety.

REPORTS

The following reports were presented by the Chief Clerk:

**Board of Equalization
Disabled Veteran Business Enterprise Participation
Report for Fiscal Year 1998-99**

Above report, together with letter of transmittal from E.L. Sorensen, Jr., Executive Director, Board of Equalization, Sacramento, dated December 29, 1999, referred by the Speaker to the Committee on Veteran's Affairs.

**California Community Colleges
Chancellor's Office Report on the Level of Participation by
Minority, Women, and Disabled Veteran Business Enterprises
(Pursuant to Education Code Section 71028)**

Above report, together with letter of transmittal from Thomas J. Nussbaum, Chancellor, California Community Colleges, Sacramento, dated January 1, 2000, referred by the Speaker to the Committee on Utilities and Commerce.

**California Energy Commission
Energy Efficiency Public Goods Charge Report
(Pursuant to Assembly Bill 1105, Chapter 67, Statutes of 1999)**

Above report, together with letter of transmittal from William J. Keese, Chairman, California Energy Commission, Sacramento, dated December 29, 1999, referred by the Speaker to the Committee on Utilities and Commerce.

**California Integrated Waste Management Board Annual Report
(Pursuant to Public Resources Code Section 40507)**

Above report, together with letter of transmittal from Dan Eaton, Chairman, California Integrated Waste Management Board, Sacramento, dated January 3, 2000, referred by the Speaker to the Committee on Natural Resources.

**California Lottery Financial Statements for
the three Months ended September 30, 1999
(Pursuant to Government Code Section 8880.22)**

Above report, together with letter of transmittal from Patricia Eberhart, Chief, Finance Department, California Lottery, Sacramento, dated December 13, 1999, referred by the Speaker to the Committee on Governmental Organization.

**California Public Employees' Retirement System
Audited General Purpose Financial Statements for
Fiscal Year Ending June 30, 1999
(Pursuant to Government Code Section 20228)**

Above report, together with letter of transmittal from William Dale Crist, President, Board of Administration, CalPers, Sacramento, dated January 4, 2000, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**California Transportation Commission 1999 Annual Report
(Pursuant to Government Code Sections 14535-14536)**

Above report, together with letter of transmittal from Dana W. Reed, Chair, California Transportation Commission, Sacramento, dated December 31, 1999, referred by the Speaker to the Committee on Transportation.

**Center for Health Care Rights Report:
Real Problems and Real Solutions
Making the Voices of Health Care Consumers Count**

Above report, together with letter of transmittal from Peter V. Lee, Executive Director, Center for Health Care Rights, Los Angeles, dated December 1999, referred by the Speaker to the Committee on Health.

**Commission on Local Government for the 21st Century
Final Recommendations
(Pursuant to Chapter 1038, Statutes of 1998)**

Above report, together with letter of transmittal from Susan Golding, Chair, Commission on Local Government for the 21st Century, Sacramento, dated December 31, 1999, referred by the Speaker to the Committee on Local Government.

**Commission on State Mandates Report to the Legislature
(Pursuant to Government Code Section 17600)**

Above report, together with letter of transmittal from Paula Higashi, Executive Director, Commission on State Mandates, Sacramento, dated December 31, 1999, referred by the Speaker to the Committee on Local Government.

**Department of Corporations Report of the Working Group
(Pursuant to Health and Safety Code Section 1380.1)**

Above report, together with letter of transmittal from William Kenefick, Acting Commissioner, Department of Corporations, Sacramento, dated December 27, 1999, referred by the Speaker to the Committee on Health.

**Department of Consumer Affairs 1998-99 Year End Report
(Pursuant to 1999-2000 Performance Based Budgeting Contract)**

Above report, together with letter of transmittal from Kathleen Hamilton, Director, Department of Consumer Affairs, Sacramento, dated December 20, 1999, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Department of Consumer Affairs 1998-99 Annual Report

Above report, together with letter of transmittal from Kathleen Hamilton, Director, Department of Consumer Affairs, Sacramento, dated December 30, 1999, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

**Department of Insurance
Report on the Premium Tax Collection and Audit Unit
(Pursuant to the 1999 Budget Act, Item 0845-001-0001)**

Above report, together with letter of transmittal from Michael A. Kelley, Chief Deputy Commissioner, Department of Insurance, Sacramento, dated December 31, 1999, referred by the Speaker to the Committee on Budget.

**Department of Justice Report on the Progress in Eliminating
the Backlog of Offender Samples Requiring DNA Profiling
(Pursuant to the 1999 Budget Act, Item 0820-001-0001)**

Above report, together with letter of transmittal from Chris Janzen, Director, Administrative Services Division, Department of Justice, Sacramento, dated December 10, 1999, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 10, 2000

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

- Assembly Bill No. 483
- Assembly Bill No. 678
- Assembly Bill No. 719
- Assembly Bill No. 732
- Assembly Bill No. 954
- Assembly Bill No. 994
- Assembly Bill No. 1003
- Assembly Bill No. 1017

- Assembly Bill No. 1038
- Assembly Bill No. 1169
- Assembly Bill No. 1219
- Assembly Bill No. 1398
- Assembly Bill No. 1519
- Assembly Bill No. 1606
- Assembly Bill No. 1664
- Assembly Bill No. 1669

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolution was referred to committee:

Assembly Concurrent

Resolution No.

Committee

97 ----- Rls.

AUTHOR'S AMENDMENTS

Committee on Local Government

January 10, 2000

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1481

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LONGVILLE, Chairman

ASSEMBLY BILL NO. 1481—An act to amend Section 12209.6 of the Business and Professions Code, relating to parking meters.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
January 10, 2000

To the Senate and the Assembly of the California Legislature:

I submit for your consideration the Governor's Budget for 2000–01.

As we begin this new century, California's remarkable economic expansion continues. Personal income is rising at a vigorous pace and will top the \$1 trillion mark for the first time this year. Unemployment is at a 30-year low, and inflation remains under control. For a second straight year, we have the opportunity to invest significant new resources on behalf of our state and its people.

In 1999, we made solid progress on our top priority of improving our public schools and the education they provide for our children. In 2000, we must do much more. This budget encourages and rewards high academic achievement from our students, and breaks new ground in efforts to recruit, retain, and support the very best teachers. We owe it to California's children to continue to build on the historic reforms now underway until our schools are restored to nothing short of excellence.

The budget also reaffirms my commitment to reduce crime and improve public safety, puts forward new initiatives for transportation funding and environmental protection, and recommends a comprehensive plan to improve the quality of life of the fastest growing segment of our population, our senior citizens.

Congratulations on your fine work in 1999. Let's do even better in 2000.

Sincerely,

GRAY DAVIS

Accompanying Governor's Budget and Budget Summary ordered filed with the Secretary of State.

RECEIPT

I acknowledge receipt this 10th day of January 2000, at 12:15 p.m., of the budget for the 2000–2001 fiscal year, together with an explanatory message delivered to me personally by Nancy Miller.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:22 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Thomson introduced the following members of the Davis Senior High School Women’s Soccer Team: Coach Allen Carlson and Captains Sarah Bruner, Jenna Self, and Jessica Lichtig; team members Kirsten Anderson, Lisa Higgins, Shannon Keane-Miller, Liani Asercion-Moore, Elaine Horowitz, Lisa Yakzan, Jamie Lear, Kristen Travis, Sani Post, Stephanie Thayer, Sonia Kluk, Gabe Craig, Nori Readdy, Gabi Loyola, Casey Helms, Heather Bryan, Christine O’Malley, Ghazaleh Jafari, and Alex Wagner and the following members of the Davis Senior High School Men’s Soccer Team: Coach Ashley Yudin, Assistant Coach Milo Bravo, and Captains Gene Deering, Neal Patel, and Nate Boyden; and team members Kyle Brown, Tab Burton-Lopez, Ian Carey, Jason Del Porto, Owen Egan, Fouzi Elmojahid, Lior Furman, Josh Grossman-Swenson, Houman Madani, Michael Nordhausen, Josh Pasek, Sam Peters, Jeff Plicka, Sam Reynolds, Nick Silva, Jake Staniels, Alex Tablin-Wolf, and Neal Thayer.

Assembly Member Thomson then presented resolutions to each of the teams congratulating their superb records of achievement.

RECONVENED

At 11:25 a.m., the Assembly reconvened.

Hon. Fred Keeley, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Briggs was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 771

October 19, 1999

Mr. E. Dotson Wilson

Chief Clerk, California State Assembly

Assembly Desk, State Capitol

Sacramento, California

Dear Mr. Wilson: As the author of Assembly Bill 771, I wish to clarify that it was not my intention to preclude the Department of Motor Vehicles from releasing physical characteristic information that is currently a part of its driver’s license and ID card files to persons who are authorized to receive it under existing DMV regulations. The main purpose of the bill is to preclude the DMV from releasing driver’s photos to private entities as well as preclude them from solely releasing physical characteristic information which is not connected with a driver’s file.

I respectfully request that this letter be printed in the Journal to clarify legislative intent.

Sincerely,

MIKE BRIGGS, Assembly Member
Twenty-ninth District

ACTION RESCINDED ON ASSEMBLY BILL NO. 100

Upon request of Assembly Member Shelley, Assembly Member Thomson was granted unanimous consent to rescind the action whereby on January 3, 2000 (Assembly Journal, page 4694), the Governor’s veto of Assembly Bill No. 100 was stricken from the file.

BILL RETURNED TO SENATE

Upon request of Assembly Member Shelley, Assembly Member Scott was granted unanimous consent that Assembly Bill No. 393 be returned to the Senate for further action.

**REPORTS OF STANDING COMMITTEES
Committee on Education**

Date of Hearing: January 5, 2000

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 415

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Public Safety.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 5, 2000

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 856

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Transportation.

MAZZONI, Chairwoman

Above bill ordered to second reading.

**ASSEMBLY BILLS NOS. 415 AND 856 TAKEN UP
BY UNANIMOUS CONSENT FOR SECOND READING**

Upon request of Assembly Member Shelley, Assembly Member Havice was granted unanimous consent to take up Assembly Bills Nos. 415 and 856 without reference to file, for the purpose of reading the bills a second time and adopting the committee amendments at this time.

ASSEMBLY BILL NO. 415—An act to add Section 35021.3 to the Education Code, relating to school volunteers.

Bill read second time; amendments proposed by the Committee on Education read and adopted; bill ordered reprinted and to be re-referred to the Committee on Public Safety.

ASSEMBLY BILL NO. 856—An act to add and repeal Section 45454 of the Education Code, relating to school crossing guards.

Bill read second time; amendments proposed by the Committee on Education read and adopted; bill ordered reprinted and to be re-referred to the Committee on Transportation.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 415 for hearing in the Committee on Public Safety on Wednesday, January 12, 2000.

ADJOURN IN MEMORY

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frederick Perkins, of Pacifica.

Assembly Members Correa, Steinberg, Cox, and Pescetti were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Govorchin, of Anaheim.

GOVERNOR’S VETO STRICKEN FROM FILE

Assembly Member Rod Pacheco was granted unanimous consent that the Governor’s veto of Assembly Bill No. 792 be stricken from file.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file.

Assembly Bill No. 675, on request of Assembly Member Thomson.

ADJOURN IN MEMORY

Assembly Member Cardenas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jessie Cisneroz, of San Fernando.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Assembly Bill No. 717, on request of Assembly Member Keeley.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 762, 192, and 977 and Assembly Bill No. 1280 were continued until Friday, January 14, 2000.

**ASSEMBLY BILL NO. 1185 RECONSIDERED BY UNANIMOUS CONSENT
AND RETURNED TO THE SENATE**

In compliance with a motion given, Assembly Member Gallegos was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1185 was refused concurrence; and that the bill be returned to the Senate for further action.

SESSION SCHEDULE ANNOUNCEMENT

Speaker pro Tempore Keeley announced the following session schedule:

- Tuesday, January 11, 2000, Check-in Session, 7 a.m.–3 p.m.;
- Wednesday, January 12, 2000, Check-in Session, 7 a.m.–3 p.m.;
- Thursday, January 13, 2000, Check-in Session, 7 a.m.–3 p.m.;
- Friday, January 14, 2000, Floor Session, 8:30 a.m.

ADJOURN IN MEMORY

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mayor pro Tempore Tom Potocki, of Mission Viejo.

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stan Hay, of San Diego.

Assembly Member Keeley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Selby, of Aptos.

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Kim Fang, of Alamo.

Assembly Member Maddox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ellen Covey, of Garden Grove.

Assembly Member Maldonado was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Efrain Contreras, of Santa Maria.

Assembly Member Pescetti was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bob Fite, of Elk Grove.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Emmet A. Cooney, of San Francisco; Harold U. Groner, of San Francisco, and Roger Lapham, Jr., of San Francisco.

Assembly Members Steinberg and Calderon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of U.S. District Judge, and former Assembly Member Thomas J. MacBride, of Sacramento, California.

Assembly Member Strickland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Morris Floyd Weber, of Thousand Oaks.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Henry Klenzendorf, of Davis, James Marshall, of Sacramento, Andrea Pena Martinez, of Davis, Terry Osterman, of Dixon, Idella Shideler, of Davis, and Jack Weaver, of Woodland.

Assembly Member Washington was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cynthia Hollins Ward, of Inglewood.

MOTION TO ADJOURN

At 11:36 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Thompson seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:37 a.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 0000351.

HELEN THOMSON

Permission of Rules Committee

Assembly Chamber, January 10, 2000

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 0000351.

ROBERT M. HERTZBERG, Chairman

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1737—Correa. An act to amend Sections 6012.8 and 6012.9 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1738—Washington. An act to amend Section 49600 of, to add Section 49600.5 to, and to add Article 3.6.1 (commencing with Section 32228.4) to Chapter 2 of Part 19 of, the Education Code, relating to educational counseling, and making an appropriation therefor.

ASSEMBLY BILL NO. 1739—Bock. An act to amend Sections 69534.1 and 69535 of, and to add Article 3.5 (commencing with Section 69550) to Chapter 1 of Part 42 of, the Education Code, relating to educational grants for veterans.

ASSEMBLY BILL NO. 1740—Ducheny. An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1741—Thomson (Coauthor: Dickerson). An act to add Section 1018 to the Water Code, relating to water.

ASSEMBLY BILL NO. 1742—Correa. An act to amend Sections 800 and 801 of, and to add Section 799.5 to, the Penal Code, relating to limitations of actions.

ASSEMBLY BILL NO. 1743—Villaraigosa (Coauthors: Aroner, Gallegos, Knox, Kuehl, Longville, Migden, and Shelley). An act to amend Sections 17070.70, 17071.75, 17072.10, 17072.13, and 17075.10 of, and to add Sections 17072.14 and 17072.34 to, the Education Code, relating to school facilities, and making an appropriation therefor.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 99—Dickerson. Relative to the Department of Corrections.

ASSEMBLY CONCURRENT RESOLUTION NO. 100—Dickerson. Relative to the Office of Emergency Services.

ASSEMBLY CONCURRENT RESOLUTION NO. 101—Dickerson. Relative to the California National Guard.

ASSEMBLY CONCURRENT RESOLUTION NO. 102—Dickerson. Relative to the California Department of Forestry and Fire Protection.

ASSEMBLY CONCURRENT RESOLUTION NO. 103—Dickerson. Relative to the California Conservation Corps.

ASSEMBLY CONCURRENT RESOLUTION NO. 104—Dickerson. Relative to the California Youth Authority.

ASSEMBLY CONCURRENT RESOLUTION NO. 105—Havice. Relative to Red Ribbon Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Battin (Coauthor: Zettel). Relative to the Senator David G. Kelley Highway.

ASSEMBLY CONCURRENT RESOLUTION NO. 107—Wright, Vincent, Washington, Wesson, Senator Hughes, and Senator Murray. Relative to Dr. Martin Luther King, Jr. Day.

ASSEMBLY CONCURRENT RESOLUTION NO. 108—Wayne. Relative to the national Parent Teacher Association.

AUTHOR’S AMENDMENTS

Committee on Banking and Finance

January 10, 2000

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 333

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

ASSEMBLY BILL NO. 333—An act to amend Section 17002 of the Financial Code, relating to escrow.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Housing and Community Development

January 10, 2000

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1221

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

LOWENTHAL, Chairman

ASSEMBLY BILL NO. 1221—An act to amend Sections 7019, 7019.1, 7030, 7085, 7090, 7091, and 7111 of, to add Sections 7026.15 and 7086 to, and to add Chapter 4 (commencing with Section 17800) to Part 3 of Division 7 of, the Business and Professions Code, to amend Sections 1351, 1354, 1355.5, 1356, 1357, 1364, 1365, 1365.7, 1368, 1368.4, 1375, and 1375.1 of the Civil Code, to amend Sections 1298 and 1298.7 of the Code of Civil Procedure, and to amend Section 120 of the Insurance Code, relating to new home warranties.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR’S AMENDMENTS

Committee on Local Government

January 10, 2000

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 185
Assembly Bill No. 935
Assembly Bill No. 1017

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

LONGVILLE, Chairman

ASSEMBLY BILL NO. 185—An act to amend Section 56375 of, to amend the headings of Chapter 4 (commencing with Section 56800) and Chapter 5 (commencing with Section 56825) of Part 3 of Division 3 of Title 5 of, to amend, renumber, and add Section 56800 of, to add Sections 56655, 56657, 56658, 56660, 56661, 56662, 56663, 56664, 56665, 56666, 56667, 56668, and 56803 to, to add Chapter 3 (commencing with Section 56720) to, to add a heading as Article 1 (commencing with Section 56800) to Chapter 4 of, and a heading as Article 1 (commencing with Section 56825) to Chapter 5 of, to add Article 2 (commencing with Section 56825) to Chapter 5 of, to add Article 2 (commencing with Section 56810) to Chapter 4 of, Article 3 (commencing with Section 56815) to Chapter 4 of, Article 2 (commencing with Section 56860) to Chapter 5 of, Article 3 (commencing with Section 56865) to Chapter 5 of, Article 4 (commencing with Section 56870) to Chapter 5 of, Article 5 (commencing with Section 56875) to Chapter 5 of, and Chapter 6 (commencing with Section 56880) to, Part 3 of Division 3 of Title 5 of, to repeal Sections 56108, 56109, 56110, 56111, 56111.1, 56111.5, 56111.6, 56111.7, 56111.9, 56111.10, 56111.11, 56111.12, 56111.13, 56111.14, 56112, 56113, 56114, 56375.1, 56375.4, 56375.45, 56656, 56700.3, 56700.5, 56701, 56702, 56800.3, 56827.5, 56828.5, 56833.1, 56833.3, 56833.5, 56839.1, 56840.5, 56842.2, 56842.5, 56842.6, 56842.7, 56844.1, 56844.2, 56848.3, 56848.5, 56852.3, 56852.5, 56856, 56857, 56858, and 56859 of, to repeal the headings of Chapter 5 (commencing with Section 56450) of Part 2 of, Chapter 6 (commencing with Section 56475) of Part 2 of, Chapter 3 (commencing with Section 56750) of Part 3 of, Division 3 of Title 5 of, and to repeal and add Sections 56801, 56802, 56826, 56827, 56828, 56829, 56830, 56831, 56832, 56833, 56834, 56835, 56836, 56837, 56838, 56839, 56840, 56841, 56842, 56843, 56844, 56845, 56846, 56847, 56849, 56850, 56851, 56852, 56853, 56854, and 56855 of, the Government Code, and to amend Section 99 of the Revenue and Taxation Code, relating to local government.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 935—An act to amend Sections 11003.5, 11018.1, and 11018.10 of the Business and Professions Code, relating to real estate.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1017—An act relating to state loans.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Aging and Long-Term Care

Date of Hearing: January 4, 2000

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:
 Assembly Bill No. 1442

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

ALQUIST, Chairwoman

Above bill ordered to second reading.

Committee on International Trade and Development

Date of Hearing: January 10, 2000

Mr. Speaker: Your Committee on International Trade and Development reports:
 Assembly Bill No. 175

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HAVICE, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2000

Mr. Speaker: Your Committee on International Trade and Development reports:
Assembly Bill No. 965

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

HAVICE, Chairwoman

Above bill re-referred to the Committee on Revenue and Taxation.

Committee on Agriculture

Date of Hearing: January 5, 2000

Mr. Speaker: Your Committee on Agriculture reports:
Assembly Bill No. 654
Assembly Bill No. 1640

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

CARDOZA, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: January 4, 2000

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 1035

With amendments with the recommendation: Amend, and do pass, as amended.

HONDA, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: January 10, 2000

Mr. Speaker: Your Committee on Rules reports:
Assembly Joint Resolution No. 38

With amendments with the recommendation: Amend, and be adopted, as amended.

HERTZBERG, Chairman

Above resolution ordered on file.

Committee on Education

Date of Hearing: January 5, 2000

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 800

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on International Trade and Development

Date of Hearing: January 10, 2000

Mr. Speaker: Your Committee on International Trade and Development reports:
Senate Concurrent Resolution No. 42

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

HAVICE, Chairwoman

Above resolution ordered to Consent Calendar.

Committee on Public Safety

January 10, 2000

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

- Assembly Bill No. 369
- Assembly Bill No. 371
- Assembly Bill No. 1021

HONDA, Chairman

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, January 10, 2000

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 44

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, January 10, 2000

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 54

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 54—Relative to adjournment of the Senate and Assembly to meet for a session in the former State Capitol in Benicia.

INTRODUCTION OF GUESTS

Assembly Member Oller, of the 4th Assembly District, introduced the following members of the Sierra College Wrestling Team: Jose Reyes, Head Coach; Phil Scott, Assistant Coach; team members Aaron Heinberger, Ryan Hold, Chris Hammer, Jesse Bastain, and Bryce Escobar.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, January 11, 2000, out of respect to the memory of Frederick Perkins, on motion of Assembly Member Papan; out of respect to the memory of Michael Govorchin, on motion of Assembly Members Correa, Steinberg, Cox, and Pescetti; out of respect to the memory of Jessie Cisneroz, on motion of Assembly Member Cardenas; out of respect to the memory of Mayor pro Tempore Tom Potocki, on motion of Assembly Member Campbell; out of respect to the memory of Stan Hay, on motion of Assembly Member Davis; out of respect to the memory of Richard Selby, on motion of Assembly Member Keeley; out of respect to the memory of Dr. Kim Fang, on motion of Assembly Member Leach; out of respect to the memory of Ellen Covey, on motion of Assembly Member Maddox; out of respect to the memory of Efrain Contreras, on motion of Assembly Member Maldonado; out of respect to the memory of Bob Fite, on motion of Assembly Member Pescetti; out of respect to the memory of Emmet A. Cooney, Harold U. Groner, and Roger Lapham, Jr., on motion of Assembly Member Shelley; out of respect to the memory of U.S. District Judge, and former Assembly Member Thomas J. MacBride, on motion of Assembly Members Steinberg and Calderon; out of respect to the memory of Morris Floyd Weber, on motion of Assembly Member Strickland; out of respect to the memory of Henry Klenzendorf, James Marshall, Andrea Pena Martinez, Terry Osterman, Idella Shideler, and Jack Weaver, on motion of Assembly Member Thomson; and out of respect to the memory of Cynithia Hollins Ward, on motion of Assembly Member Washington.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 10, 2000**

The following measures were amended in the Assembly on this day:

AB	RN	
185	0000493	
333	0000469	
415	0000339	
856	0000361	
935	0000492	
1017	0000522	
1221	9925829	
1481	0000360	
Daily Total:		8
Cumulative Total:		3448

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